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PART III.

Legislative Measures and Rules thereunder.

REGULATION No. II OF 1907.

(Passed on the nineteenth day of November 1907.)

A Regulation further to amend the Mysore Military Regulation, II of 1899.

Whereas it is expedient further to amend the Mysore Military Regulation, 1899, His Highness the Maharaja is pleased to enact as follows :—

Preamble.

Amendment of paragraph 2 of Regulation, II of 1899.

1. For the figure "(47)" appearing at the end of paragraph 2 of the Mysore Military Regulation, 1899, substitute the figure and letter "2A."

Addition of paragraphs 94 and 95.

2. The following paragraphs shall be added to the Mysore Military Regulation, 1899 :—

Jurisdiction over certain offences.

"94. When a Criminal Court and a Military authority have each jurisdiction in respect of an offence, it shall be in the discretion of the Government to decide before which of them the proceedings shall be instituted, and if the Government decides that they shall be instituted before a Military authority, to direct that the accused person shall be detained in Military custody."

Power of Criminal Court to require delivery of accused person.

"95. (1) When a Criminal Court having jurisdiction is of opinion that proceedings ought to be instituted before itself in respect of any alleged offence, it may, by written notice, require the officer to whose command the accused person is subject, at his option either to deliver over the accused person to the nearest Magistrate to be proceeded against according to law, or to postpone proceedings pending a reference to the Government.

(2) In every such case the said officer shall either deliver over the accused person in compliance with the requisition or shall forthwith refer the question as to the Court or authority before which the proceedings are to be instituted for the determination of the Government, in the meantime postponing all proceedings against the accused person.

The order of the Government upon such reference shall be final."

V. P. MADHAVA RAO,
Dewan.